

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: **Terlecky-1A**

In re application of:

Stanley TERLECKY *et al.*

Serial No. 10/533,124

Filed: (371(c) date) December 27, 2005

For: PROMOTION OF PEROXISOMAL CATALASE  
FUNCTION IN CELLS

Conf. No.: 5930

Art Unit: 1652

Examiner: Rebecca E. PROUTY

Washington, D.C.

November 28, 2008

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**RESPONSE AND AMENDMENT UNDER 37 C.F. R. §1.111**

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
Randolph Building, Mail Stop Amendments  
401 Dulany Street  
Alexandria, VA 22314

Sir:

This communication is responsive to the Non-Final Office Action mailed August 29, 2008.

Also submitted herewith as Exhibit A is a recent precedential decision by the Board (*Ex parte Whalen, II* (Bd. Pat. App. & Int., 2008 July 23)).

**AMENDMENTS** to claims appear as a Listing of Claims on page 2 of this paper.

**REMARKS** begin at page 7.